

PATENT  
Atty Docket No. 1113-014/MMM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

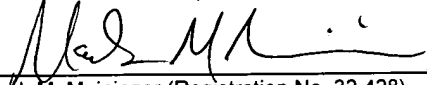
First Named Inventor: Shima  
Application Number: 09/866,011  
Filing Date: May 25, 2001  
Title: Optical Monitoring Apparatus with  
Image-Based Distance Accommodation

Date of Amendment: December 17, 2004

Examiner: Bhatnagar, Anand P.  
Art Unit: 2623

Certificate of Transmission Under 37 C.F.R. § 1.8

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being transmitted to Commissioner For Patents, PO Box 1450, Alexandria, VA 22313-1450 on December 17, 2004.

  
Mark M. Meininger (Registration No. 32,428)  
Attorney of Record

**AMENDMENT**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Applicants respond as follows to the Patent and Trademark Office action  
dated June 17, 2004: